

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

21-CR-7-LJV-JJM

JOHN STUART,

Defendant.

NOTICE OF MOTION AND
MOTION TO SET A DATE FOR TRIAL

PLEASE TAKE NOTICE that the United States of America, by its attorneys, Trini E. Ross, United States Attorney for the Western District of New York, and David J. Rudroff, Assistant United States Attorney, of counsel, hereby moves this Court to set a date for trial, such motion to be heard by the United States District Court for the Western District of New York, United States Courthouse, 2 Niagara Square, Buffalo, New York, at a date and a time to be determined by the Court.

DATED: Buffalo, New York, February 26, 2024.

TRINI E. ROSS
United States Attorney

BY: s/ DAVID J. RUDROFF
Assistant United States Attorney
United States Attorney's Office
Western District of New York
138 Delaware Avenue
Buffalo, New York 14202
716/843-5806
David.Rudroff@usdoj.gov

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

21-CR-7-LJV-JJM

JOHN STUART,

Defendant.

AFFIDAVIT

STATE OF NEW YORK)
COUNTY OF ERIE) SS:
CITY OF BUFFALO)

DAVID J. RUDROFF, being duly sworn, deposes and says:

1. I am an Assistant United States Attorney for the Western District of New York assigned to the prosecution of this matter. I offer this affidavit in support of the Government's motion to set a date for trial or change in plea in this action.

2. On February 22, 2024, the Court issued a Decision and Order resolving the defendant's pretrial motions. Dkt. 124. As a result, the Speedy Trial Clock began to run as of February 23, 2024, and three days have elapsed.

3. The Government therefore requests a status conference before the Court to schedule a trial date in this matter.

s/ DAVID J. RUDROFF
Assistant United States Attorney
United States Attorney's Office
Western District of New York
138 Delaware Avenue
Buffalo, New York 14202
716/843-5806
David.Rudroff@usdoj.gov

Subscribed and sworn to before me
this 26th day of February, 2024.

s/ SAMANTHA BURLOW
COMMISSIONER OF DEEDS
In and for the City of Buffalo, New York.
My Commission Expires Dec. 31, 2024.